

COUNTY OF LOS ANGELES

MARVIN J. SOUTHARD, D.S.W.
Director

SUSAN KERR
Chief Deputy Director

RODERICK SHANER, M.D.
Medical Director



BOARD OF SUPERVISORS
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DEPARTMENT OF MENTAL HEALTH

<http://dmh.co.la.ca.us>

550 SOUTH VERMONT AVENUE, LOS ANGELES, CALIFORNIA 90020

Reply To: (213) 738-4601
Fax: (213) 386-1297

November 18, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**APPROVAL OF AMENDMENTS TO MENTAL HEALTH SERVICES LEGAL
ENTITY AGREEMENTS WITH CONTRACT PROVIDERS TO EXTEND THE CASH
FLOW ADVANCE PROGRAM FOR FISCAL YEAR 2004-2005
(ALL SUPERVISORIAL DISTRICTS)
(3 VOTES)**

IT IS RECOMMENDED THAT THE BOARD:

Approve and instruct the Director of Mental Health or his designee to prepare, sign, and execute amendments, substantially similar to Attachment I, to 134 of the Department of Mental Health (DMH) Legal Entity Agreements listed on Attachment II. For Fiscal Year (FY) 2004-2005, the amendments will extend the allowable months of the Cash Flow Advance (CFA) program for non-Early Periodic Screening, Diagnosis, and Treatment (EPSDT) contract providers from three (3) months to six (6) months, and EPSDT contract providers from five (5) months to eight (8) months. This is needed because the State of California, the County, and contract providers are all finding that the transition to Health Insurance Portability and Accountability Act (HIPAA) compliant claims processing has a steep learning curve and a pre-HIPAA level of reliability in the process has not yet been achieved. There will be no change to each provider's Maximum Contract Amount (MCA). There will also be no change in DMH's appropriation.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTIONS

Board approval is requested to authorize use of the Amendment format to make available CFAs, on an as needed basis, through February 2005 by amending existing agreements with the contract providers listed on Attachment II. While all of the contract providers listed on Attachment II will have access to the CFA program, DMH anticipates that as the claims and State adjudication processes improve, not all providers will need

to request CFA. These contract providers will be paid on the actual Medi-Cal claims adjudicated by the State and reported to DMH.

DMH began converting contract providers through phases to its new HIPAA compliant Integrated System (IS) in February and March 2004. DMH completed the conversion of all but one of its contract providers to its new HIPAA compliant IS for data entry and fiscal claiming in October 2004. The "phased-in" transition approach was intended to minimize disruptions and delays in service and reduce inaccuracies in the processing of contract provider claims. However, due to the steep learning curve for contract providers, problems typical of new information systems, and problems at the State level, the transition period has not been trouble-free for many of the contract providers. Recent State claims adjudication information shows a decline in State approved Medi-Cal claims. As contract providers and DMH continue to work aggressively to make system process and workflow improvements, approval to extend the CFA program will offer contract providers the operating capital necessary to maintain current service levels during this transition period. DMH has and continues to meet with State personnel regarding HIPAAA issues including statutory time frames for claiming. The State has not yet fully developed its position on some of the issue; hence, discussions are ongoing.

Implementation of Strategic Plan Goals

The recommended Board action is consistent with the principles of the Countywide Strategic Plan Programmatic Goal No. 5, "Children and Families' Well-Being," Goal No. 6, "Community Services," and Goal No. 7, "Health and Mental Health." Extension of the CFA program will enable the contract providers to continue to provide the same level of services currently being provided by the agencies.

FISCAL IMPACT/FINANCING

Based on the monthly average amount of current State approved claims, DMH estimates it will provide between \$6 million and \$12 million per month in CFAs to contract providers. Monthly CFAs will be based on one-twelfth of the MCA less the dollar value of State approved claims. The CFA for each month will not exceed one-twelfth of the MCA, nor will FY 2004-2005 total disbursements by County to contract providers for CFAs and actual services exceed the FY 2004-2005 MCAs.

The Department's financing for the CFA program is accomplished by using existing appropriation in the Adopted Budget for the contract providers' Federal Financial Participation (FFP), EPSDT-State General Fund (EPSDT-SGF), and other non Medi-Cal

funding sources in the contract. Billings to these payers have been delayed due to service providers' learning curve in converting to the IS, procedural issues, and some data conversion and mapping issues. The FFP, EPSDT-SGF, and revenues from other funding sources will be received upon State and/or payor approval and payment of billed services. Since the FFP, EPSDT-SGF, and other revenue sources have not been received, the appropriation used is financed with the Department's use of County General Funds (CGF). Those CGFs are repaid to the County upon the receipt of funding for the services provided.

There will be no impact on net County cost, as the CGF will be repaid with the FFP, EPSDT-SGF, and revenue from other funding sources. The recovery of the CFAs will be initiated by DMH as State approvals are received; full recovery will occur by September 2005, as specified in the Legal Entity Agreement. Should a contract provider(s) default on its CFA, County Counsel has provided an opinion that the loss can be paid with Sales Tax Realignment funds. The Sales Tax Realignment funds used to offset any paid debts are identified at the time the contract provider defaults on its obligation to repay the County.

DMH will continue to enforce its CFA monitoring procedures to ensure any cash flow problems are promptly reported to the Board, Chief Administrative Officer (CAO), and Auditor-Controller.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

DMH entered into an agreement on September 3, 2002, with Sierra Systems Group (Sierra), the vendor for the IS, for a "wrapper" to its existing Mental Health Management Information System (MHMIS). The federal mandate for HIPAA compliance for all plans, providers, clearinghouses, etc. was October 16, 2003. Despite the October 16, 2003 compliance date, the State, in common with many other entities, was not able to process HIPAA compliant claims. The federal government was aware of these problems and acknowledged that practical compliance would occur later. DMH continued to work with Sierra and the State to meet its compliance obligations. In the ensuing interval, Sierra and DMH endeavored to create and deploy the IS, which included an encapsulation of the current MHMIS such that HIPAA billing transactions entered by providers and directly operated clinics could be processed for reimbursement by Medi-Cal, Medicare, or other payors.

Beginning in February 2004, DMH began a phased roll-out of the IS using a small number of contract providers. DMH also scheduled workshops and training and offered support during the conversion. DMH notified contract providers in July 2004 that all

contract providers would be converted to the new IS by October 2004. All but one has complied.

Contract providers are continuing to have difficulty adjusting to the new IS and HIPAA compliant claiming and understanding new State and IS reports. DMH is working aggressively to make improvements to the IS to improve the workflow for contract providers, as well as make other system improvements. Therefore, approval of this Board action would minimize the negative financial impact to contract providers during this transition period.

DMH's Chief Information Office Bureau (CIOB) has 32 people working to support the IS and work with contract providers to identify and resolve any system-related problems that are impacting contract providers' cash flow. CIOB staff routinely work with the State and with Sierra to research and resolve problems. Fine-tuning a process as complex as HIPAA-compliant claiming, and a system as intricate as the IS simply takes time. Contract providers need the financing of CFA to enable them to continue providing the same level of services during this transition period

DMH will provide the Board with quarterly status reports on the IS.

The proposed action has been reviewed and approved by County Counsel, the CAO, Auditor-Controller, and DMH's Fiscal and CIOB staff.

CONTRACTING PROCESS

All providers listed in Attachment II have a current DMH Legal Entity Agreement.

IMPACT ON CURRENT SERVICES

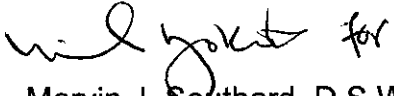
Board approval of this action will enable our contractors to maintain current service levels as they adapt to HIPAA-compliant claiming and the new IS, and while DMH works to improve the IS.

CONCLUSION

The Department of Mental Health will need one (1) copy of the adopted Board's action. It is requested that the Executive Officer of the Board notifies the Department of Mental Health's Contract Development and Administration Division at (213) 738-4684 when this document is available.

The Honorable Board of Supervisors
November 18, 2004
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Respectfully submitted,

A handwritten signature in black ink, appearing to read "Marvin J. Southard", followed by the word "for" in a smaller, less legible script.

Marvin J. Southard, D.S.W.
Director of Mental Health

MJS:GSK:ad

Attachments (2)

c: Chief Administrative Officer
County Counsel
Auditor-Controller
Chairperson, Mental Health Commission

ATTACHMENT I

CONTRACT NO. _____

AMENDMENT NO. _____

THIS AMENDMENT is made and entered into this ____ day of _____,
_____, by and between the COUNTY OF LOS ANGELES (hereafter
"County") and _____
_____ (hereafter "Contractor").

WHEREAS, County and Contractor have entered into a written Agreement,
dated _____, identified as County Agreement No. _____, and
any subsequent amendments (hereafter collectively "Agreement"); and

WHEREAS, for Fiscal Year 2004-2005 only, County and Contractor intend to
amend Agreement only as described hereunder; and

WHEREAS, Notwithstanding any other provision of this Agreement, except
as it relates to an extension of the Cash Flow Advance (CFA) program from
December through February of FY 2004-2005 only, that because contractors are
finding that the transition to a Health Insurance Portability and Accountability Act
(HIPAA) compliant claims processing has a steep learning curve and a pre-HIPAA
level of reliability in the process has not yet been achieved, it is the understanding
of both parties that this Agreement will be amended to reflect special terms and
conditions extending the CFA program for Fiscal Year 2004-2005 only; and

WHEREAS, the CFA program extension from December through February of Fiscal Year 2004-2005 only, is intended to provide funds to reimburse Contractor for services and/or activities eligible for reimbursement from the County, State and Federal governments until the Contractor has rendered the services and/or activities and the State and Federal governments have made payment for such services and/or activities; and

WHEREAS, the Contractor may request, in writing, monthly CFA from December through February Fiscal Year 2004-2005 only; and

WHEREAS, County may at its sole discretion grant a CFA amount not to exceed \$ _____ per month from December through February of Fiscal Year 2004-2005 only. County will determine the monthly amount based on one-twelfth (1/12th) of the Maximum Contract Amount (MCA) less the dollar value of State-approved claims.

NOW, THEREFORE, County and Contractor agree that Agreement shall be amended only as follows:

1. Subsection (1) (a) shall be added to Paragraph 4 (FINANCIAL PROVISIONS), subparagraph K (Cash Flow Advance in Expectation of Services/Activities To Be Rendered), Subsection (1):

“(1) (a) Cash Flow Advance shall be available from December through February of Fiscal Year 2004-2005. The total amount of the monthly Cash Flow Advance payment shall not exceed \$ _____ for each month through February of Fiscal Year 2004-2005, and will be based on one-twelfth (1/12th) of the MCA less

the dollar value of State-approved claims. Director in his sole discretion shall determine whether to approve the request and, if approved, whether the request is approved in whole or in part."

2. Contractor shall provide services in accordance with the Contractor's Fiscal Year ____ Negotiation Package for this Agreement and any addenda thereto approved in writing by Director.
3. Except as provided in this Amendment, all other terms and conditions of the Agreement shall remain in full force and effect.

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IN WITNESS WHEREOF, the Board of Supervisors of the County of Los Angeles has caused this Amendment to be subscribed by County's Director of Mental Health or his designee, and Contractor has caused this Amendment to be subscribed in its behalf by its duly authorized officer, the day, month and year first above written.

COUNTY OF LOS ANGELES

By _____
MARVIN J. SOUTHARD, D.S.W.
Director of Mental Health

CONTRACTOR

By _____

Name _____

Title _____

(AFFIX CORPORATE SEAL HERE)

APPROVED AS TO FORM
OFFICE OF THE COUNTY COUNSEL

APPROVED AS TO CONTRACT
ADMINISTRATION:

DEPARTMENT OF MENTAL HEALTH

By _____
Chief, Contracts Development
and Administration Division

AW: CFA_Contract Amend Dec 04.doc

**LOS ANGELES COUNTY - DEPARTMENT OF MENTAL HEALTH
 PROVIDER REIMBURSEMENT - CONTRACT LISTING
 FISCAL YEAR 2004-2005
 AS OF NOVEMBER, 2004**

No.	Sup District	Organization Name Legal Entity Name (dba) - per Contract	FYE 2005 Contract Number	Maximum Contract Amount (MCA)	1/12 of MCA
1	2	1736 Family Crisis Center	01752	\$ 379,000	\$ 31,583
2	2	Aids Project Los Angeles, Inc.	01753	124,597	10,383
3	2	Alcott Center for Mental Health Services	01754	1,268,767	105,731
4	1	ASC Treatment Group (Anne Sippi)	01755	409,373	34,114
5	2	Asian American Drug Abuse Program, Inc.	01756	333,000	27,750
6	2	Asian Rehabilitation Services, Inc.	01629	191,777	15,981
7	4	Aspen Community Services	01630	2,466,062	205,505
8	1	Assoc League of Mex-Amer dba ALMA Family Svcs	01757	5,467,677	455,640
9	1	B.R.I.D.G.E.S.	01761	2,058,332	171,528
10	2	Barbour and Floyd Associates	01758	2,012,523	167,710
11	2	Behavioral Health Services	01759	816,000	68,000
12	5	Bienvenidos Children's Center, Inc.	01760	2,790,801	232,567
13	1	California Hispanic Commission	01762	1,136,300	94,692
14	4	California Institute of Health & Social Svcs, Inc.	01763	985,500	82,125
15	2	Caring for Children and Families with AIDS	01632	1,185,900	98,825
16	3	Cedars-Sinai Medical Center (Thalians)	01633	1,176,578	98,048
17	3	Center for Healthy Aging (Sen Hlth & Peer Counseling)	01764	431,357	35,946
18	5	Center for Integrated Family & Health Services	01765	747,000	62,250
19	5	Child and Family Center (Santa Clarita Valley Child)	01766	5,798,159	483,180
20	3	Child and Family Guidance Center (SFV)	01634	17,561,187	1,463,432
21	4	ChildNet Youth and Family Services, Inc.	01767	7,511,093	625,924
22	2	Children's Bureau of Southern California	01768	7,161,369	596,781
23	3	Children's Hospital of Los Angeles	01769	7,054,422	587,869
24	2	Children's Institute International	01770	7,771,429	647,619
25	2	City of Gardena	01771	91,528	7,627
26	4	Clontarf Manor	01772	961,800	80,150
27	1	Community Counseling Service of L. A., Inc.	01773	5,606,306	467,192
28	4	Community Family Guidance Ctr (Fam Youth & Stars)	01636	3,645,910	303,826
29	4	Couns. & Research Assn, Inc (Masada Homes)	01774	6,024,414	502,035
30	3	Counseling 4 Kids (Childreach)	01637	3,173,000	264,417
31	5	The David & Margaret Home, Inc.	01869	750,000	62,500
32	all	Devereux Foundation dba Santa Barbara County	01638	2,743,658	228,638
33	2	Didi Hirsch Psychiatric Service	01775	16,176,544	1,348,045
34	2	Drew Child Development Corporation	01776	775,500	64,625
35	3	Dubnoff Center for Child Development	01639	1,781,527	148,461
36	5	D'Veal Corp (D'Veal Family and Youth)	01777	4,669,778	389,148
37	3	El Centro De Amistad, Inc.	01778	1,599,822	133,319
38	5	ENKI Hlth and Research, Sys, Inc. (Children & Youth)	01779	20,950,661	1,745,888
39	4	Enrichment Through Employment	01640	62,661	5,222
40	1	Ettie Lee Homes, Inc.	01780	2,035,057	169,588
41	2	Exodus Recovery, Inc.	01781	2,152,734	179,395
42	3	FH & HF Torrance I, LLC dba Sunnyside Rehab	01641	884,149	73,679
43	1	Filipino-American Services Group, Inc.	01642	57,402	4,784
44	1	Florence Crittenton Center	01783	774,300	64,525
45	5	Five Acres - The Boys and Girls Aid Society	01782	7,548,057	629,005
46	n/a	Florence Crittenton Svcs of Orange County, Inc	01784	2,250,000	187,500
47	5	Foothill Family Service	01785	5,652,352	471,029
48	4	For The Child (Cedar House)	01786	1,015,860	84,655
49	1	Gateways Hospital and Mental Health Center	01787	9,488,960	790,747

**LOS ANGELES COUNTY - DEPARTMENT OF MENTAL HEALTH
PROVIDER REIMBURSEMENT - CONTRACT LISTING
FISCAL YEAR 2004-2005
AS OF NOVEMBER, 2004**

No.	Sup District	Organization Name Legal Entity Name (dba) - per Contract	FYE 2005 Contract Number	Maximum Contract Amount (MCA)	1/12 of MCA
50	2	Gay & Lesbian Adol Soc Svcs (GLASS)	01788	2,075,955	172,996
51	4	The Guidance Center (Greater Long Beach Child Guidance)	01643	9,133,121	761,093
52	3	Hamburger Home (Aviva)	01644	5,818,987	484,916
53	4	Harbor View Rehab. Center (Regency)	01789	3,617,095	301,425
54	3	Hathaway Children and Family Services	01790	10,499,249	874,937
55	1	Health Research Assn. (USC Alternatives)	01791	277,633	23,136
56	4	Health View, Inc. (San Pedro)	01792	938,547	78,212
57	4	Helpline Youth Counseling, Inc	01794	154,800	12,900
58	5	Heritage CI & the Comm Assis Prog for Srs dba Geront	01645	564,418	47,035
59	5	Hillside Home for Children (Church Home)	01795	7,396,791	616,399
60	3	Hillview Mental Health Center, Inc.	01646	7,017,340	584,778
61	4	Homes for Life Foundation	01796	971,349	80,946
62	4	Institute for Applied Behavioral Analysis	01797	100,000	8,333
63	2	Institute for Multicultural Counseling & Education	01798	840,000	70,000
64	5	Institute for the Redesign of Learning (Almansor)	01647	5,383,101	448,592
65	1	Intercommunity Child Guidance Center	01799	3,168,587	264,049
66	2	Kayne-Eras Center	01800	622,436	51,870
67	2	Kedren Comm Mental Health Center	01801	18,646,267	1,553,856
68	3	Kids First Foundation (dba Mid Valley Youth Center)	01802	1,500,000	125,000
69	2	Koreatown Youth & Community Center, Inc.	01803	362,961	30,247
70	2	LAMP, Inc.	01804	1,844,030	153,669
71	3	The Help Group Child & Family Center - LA Center for	01793	8,518,636	709,886
72	5	LeRoy Haynes Ctr. For Child & Family Svcs. Inc.	01888	1,840,400	153,367
73	2	Los Angeles Child Guidance Clinic	01805	11,717,149	976,429
74	3	Los Angeles Gay and Lesbian Comm Services Ctr	01807	197,789	16,482
75	3	Los Angeles Orphan's Home Society dba Hollygrove	01808	3,178,052	264,838
76	1	Los Angeles Unified School District	01649	1,642,236	136,853
77	1	Maryvale	01650	2,366,001	197,167
78	5	McKinley Children's Center, Inc.	01651	2,814,560	234,547
79	4	Mental Health Association in LA County	01652	10,760,460	896,705
80	3	National Foundation for the Treatment (Penny Lane)	01820	12,053,883	1,004,490
81	3	New Directions, Inc.	01809	174,268	14,522
82	5	New Horizons Family Center	01810	500,000	41,667
83	3	Ocean Park Community Center	01811	210,817	17,568
84	1	Olive Crest Treatment Centers, Inc.	01812	1,025,121	85,427
85	4	One in Long Beach, Inc.	01813	140,034	11,670
86	1	Optimist Youth Homes	01814	4,707,300	392,275
87	5	Pacific Clinics	01815	49,286,060	4,107,172
88	3	Pacific Lodge Youth Services	01816	1,500,000	125,000
89	2	Para Los Ninos	01817	955,100	79,592
90	5	Pasadena Children's Training Society (Sycamores)	01818	12,647,127	1,053,927
91	5	The Rehab Program at PRCC, Inc. (Pasadena Resident)	01819	179,247	14,937
92	5	Pasadena Unified School District	01883	1,286,300	107,192
93	2	Personal Involvement Center, Inc.	01821	912,000	76,000
94	3	Phoenix Houses of Los Angeles, Inc.	01822	1,665,000	138,750
95	2	Portals	01823	11,549,892	962,491
96	2	Prototypes	01653	2,837,870	236,489
97	5	Rosemary Children's Services	01825	1,683,000	140,250
98	1	St. Anne's	01834	1,000,000	83,333
99	2	St. Francis Medical Center - Children's Couns.	01835	964,032	80,336

**LOS ANGELES COUNTY - DEPARTMENT OF MENTAL HEALTH
PROVIDER REIMBURSEMENT - CONTRACT LISTING
FISCAL YEAR 2004-2005
AS OF NOVEMBER, 2004**

No.	Sup District	Organization Name Legal Entity Name (dba) - per Contract	FYE 2005 Contract Number	Maximum Contract Amount (MCA)	1/12 of MCA
100	3	St John's Hospital and Health Center	01836	2,522,929	210,244
101	3	St. Joseph Center	01837	488,205	40,684
102	3	San Fernando Valley Community MHC	01654	19,769,356	1,647,446
103	5	San Gabriel Children's Center (RTI)	01827	1,941,348	161,779
104	5	Serenity Infant Care Homes, Inc.	01828	622,500	51,875
105	2	SHIELDS for Families Project, Inc.	01829	5,194,510	432,876
106	5	Social Model Recovery Systems, Inc.	01830	2,155,812	179,651
107	4	South Bay Children's Health Center	01655	736,007	61,334
108	2	South Central Health & Rehab Program (SCHARP)	01656	5,591,262	465,939
109	1	Special Service For Groups	01831	12,201,161	1,016,763
110	1	SPIRITT Family Services, Inc.	01832	450,000	37,500
111	4	Star View Adolescent Center	01853	17,330,630	1,444,219
112	3	Step-Up On Second Street, Inc.	01838	2,124,448	177,037
113	3	Stirling Academy, Inc.	01839	1,980,384	165,032
114	3	Tarzana Treatment Center, Inc.	01840	825,300	68,775
115	4	Telecare Corporation	01841	6,008,052	500,671
116	5	The Children's Center of the Antelope Valley	01635	1,019,851	84,988
117	3	The Los Angeles Free Clinic	01806	23,344	1,945
118	all	The Regents / UCLA Ties for Adoption	00964	1,734,118	144,510
119	1	The Salvation Army Memorial Center-Booth Memorial C	01826	750,000	62,500
120	5	Tobinworld	01842	998,000	83,167
121	5	Topanga-Roscoe Corporation (Topanga West)	01843	538,835	44,903
122	2	Transitional Living Centers	01657	1,667,702	138,975
123	3	Traveler's Aid Society of Los Angeles	01844	121,518	10,127
124	1	Trinity El Monte - Trinity Children & Family Svcs	01845	1,000,000	83,333
125	1	United American Indian Involvement, Inc.	01846	1,095,218	91,268
126	4	United Cambodian Community, Inc.	01658	117,098	9,758
127	5	Verdugo Mental Health Center	01847	4,905,239	408,770
128	3	The Village Family Services	01751	618,900	51,575
129	1	VIP Community Mental Health Center	01659	2,764,822	230,402
130	2	Vista Del Mar Child and Family Services (Jewish Orpha	01848	7,870,183	655,849
131	2	Watts Labor	01660	252,101	21,008
132	4	Western Region Asian Pacific (WRAP)	01662	2,063,166	171,931
133	2	Westside Center For Independent Living, Inc.	01849	142,599	11,883
134	1	Work Orientation and Rehabilitation Center	01661	302,684	25,224
		GRAND TOTAL		\$ 514,882,466	\$ 42,906,872